

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**UNITED STATES OF AMERICA,**

**Plaintiff/Respondent,**

**v.**

**No. CV 15-1184 JP/LAM  
CR 12-1072 JP**

**LUIS GERARDO BENITEZ,**

**Defendant/Movant.**

**ORDER TO FILE A STATUS REPORT**

**THIS MATTER** is before the Court, *sua sponte*. On March 31, 2016, the Court granted Defendant/Movant's unopposed motion to stay this case pending the United States Supreme Court's decision in *Welch v. United States*, 136 S.Ct. 1257. *See [Docs. 9 and 11]*. On April 18, 2016, the Supreme Court issued a decision in that case. The Court, therefore, will order the parties to notify the Court regarding the status of this case.

**IT IS THEREFORE ORDERED** that, *on or before June 2, 2016*, the parties shall file a notification with the Court stating whether Defendant/Movant's § 2255 Motion [*Doc. 1*] is now ready for ruling or if the parties wish to file amended briefs in light of the Supreme Court's decision.

**IT IS SO ORDERED.**

  
**LOURDES A. MARTÍNEZ**  
**UNITED STATES MAGISTRATE JUDGE**